

August 10, 2005

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, D.C. 20554

**Re: Subscriber Notification and Acknowledgement Status and Compliance
Report of Broadline Communications, Inc.; WC Docket No. 05-196**

Dear Ms. Dortch:

Broadline Communications, Inc. ("Broadline" or "Company"), through its undersigned counsel and in compliance with the Commission's *VoIP E911 Order* ("Order") and the Public Notice issued by the Enforcement Bureau on July 26, 2005 ("Public Notice"), submits this Subscriber Notification and Acknowledgement Status and Compliance Report to advise the Commission of the status of Broadline's efforts to comply with Commission Rule 9.5(e).

As required by the Public Notice, Broadline responds to the following questions set out in the Public Notice:

- 1) A detailed description of all actions the provider has taken to specifically advise every subscriber, prominently and in plain language, of the circumstances under which E911 service may not be available through the interconnected VoIP service and/or may be in some way limited by comparison to traditional E911 service. This information should include, but is not limited to, relevant dates and methods of contact with subscribers.**

- (a) Existing Subscribers**

On July 29, 2005, Broadline sent via electronic mail to the email address of record for each of its VoIP subscribers as of that date, an E-911 customer notice containing the information required by new Rule 9.5(e)(1). The notice requested that the VoIP subscriber provide an affirmative acknowledgement to Broadline by completing an acknowledgement form on the Company's website. On August 1, 2005, Broadline sent via U.S. mail another notice to these subscribers, indicating that they could provide an affirmative acknowledgment to Broadline by

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returning the enclosed acknowledgement form or completing an acknowledgement form on the Company's website.

Over the course of the next couple of weeks, Broadline intends to email reminder notices and place follow up calls to VoIP subscribers from which it has not received affirmative acknowledgement.

(b) New Subscribers

New VoIP subscribers will be required to complete Broadline's Internet acknowledgement form prior to the initiation of service. On or before August 19, 2005, Broadline plans to email the E-911 customer notice to any new VoIP subscriber that has signed up for service since the initial notices were sent.

- 2) **A quantification of how many of the provider's subscribers, on a percentage basis, have submitted an affirmative acknowledgement, as of the date of the report, and an estimation of the percentage of subscribers from whom they do not expect to receive an acknowledgement by August 29, 2005.**

As of August 8, 2005, Broadline has obtained affirmative acknowledgement from approximately 42% of its VoIP subscriber base. Broadline cannot predict with precision what its final response rate will be, but estimates that 10% of its customers will still not have provided affirmative acknowledgement by August 29, 2005.

- 3) **A detailed description of whether and how the provider has distributed to all subscribers warning stickers or other appropriate labels warning subscribers if E911 service may be limited or not available and instructing the subscriber to place them on and/or near the customer premises equipment used in connection with the interconnected VoIP service. This information should include, but is not limited to, relevant dates and methods of contact with subscribers (i.e. e-mail, U.S. mail).**

(a) Existing Subscribers

Broadline sent via U.S. mail warning labels to the addresses of record for all of its existing VoIP subscribers as of August 1, 2005. Included with those labels were with appropriate instructions that advise the subscriber to place the labels on or near the customer premises equipment.

(b) New Subscribers

Warning labels will be included with the customer premises equipment sent via Federal Express to the address of record for new VoIP subscribers. On or before August 19, 2005, Broadline plans to send the warning labels via U.S. mail to any VoIP subscriber that has signed up for service since the initial mailing of warning labels.

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- 4) **A quantification of how many subscribers, on a percentage basis, to whom the provider did not send the advisory described in [Question 1] and/or to whom the provider did not send warning stickers or other appropriate label as identified in [Question 3].**

Broadline has sent advisories and warning labels to more than 98% of its VoIP subscriber base. The only subscribers that have not been sent advisories or warning labels are new VoIP subscribers who signed up for service after the initial advisories and warning labels were sent. As noted under Items (1)(b) and (3)(b) above, Broadline plans to send advisories and warning labels to these new VoIP subscribers on or before August 19.

- 5) **A detailed description of any and all actions the provider plans on taking towards any of its subscribers that do not affirmatively acknowledge having received and understood the advisory, including, but not limited to, disconnecting the subscriber's VoIP service with the Company no later than August 30, 2005.**

Broadline is continuing its campaign to contact and obtain affirmative acknowledgment from all of its subscribers. Over the course of the next couple of weeks, Broadline intends to email reminder notices and place follow up calls to VoIP subscribers from which it has not received affirmative acknowledgement. As part of its advisories, Broadline is notifying its VoIP subscribers that service may be restricted if the Company does not receive affirmative acknowledgement prior to August 28, 2005.

- 6) **A detailed description of how the provider is currently maintaining any acknowledgements received from its subscribers.**

Broadline is collecting the written acknowledgements and verifying those acknowledgements against its VoIP subscriber list. The written acknowledgements are being retained in the Company's customer files. Internet acknowledgements received from VoIP subscribers are being tracked and stored electronically.

- 7) **The name, title, address, phone number, and e-mail address of the person(s) responsible for the Company's compliance efforts with the VoIP E911 Order.**

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Should you have any questions regarding this filing, please contact the undersigned.

Respectfully submitted,

/s/

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